

Senate, April 2, 1998. The Committee on Government Administration and Elections reported through SEN. LEBEAU, 3rd DIST., Chairman of the Committee on the part of the Senate, that the bill ought to pass.

AN ACT CONCERNING PROCEEDINGS BEFORE THE
DEPARTMENT OF PUBLIC UTILITY CONTROL.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 16-2 of the general statutes is
2 amended by adding subsection (1) as follows:
3 (NEW) (1) Notwithstanding section 4-181, a
4 member of the authority or his designee may
5 discuss with members of the joint standing
6 committee of the General Assembly having
7 cognizance of matters relating to public utilities
8 issues of law or policy that may be the subject of
9 pending or proposed legislation, provided no
10 member of the authority or his designee shall
11 discuss issues directly relating to the outcome or
12 probable outcome of a pending contested case.

13 ET COMMITTEE VOTE: YEA 16 NAY 0 JF C/R GAE
14 GAE COMMITTEE VOTE: YEA 17 NAY 0 JF

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"THE FOLLOWING FISCAL IMPACT STATEMENT AND BILL ANALYSIS ARE PREPARED FOR THE BENEFIT OF MEMBERS OF THE GENERAL ASSEMBLY, SOLELY FOR PURPOSES OF INFORMATION, SUMMARIZATION AND EXPLANATION AND DO NOT REPRESENT THE INTENT OF THE GENERAL ASSEMBLY OR EITHER HOUSE THEREOF FOR ANY PURPOSE."

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FISCAL IMPACT STATEMENT - BILL NUMBER SB 492

STATE IMPACT	None, see explanation below
MUNICIPAL IMPACT	None, see explanation below
STATE AGENCY(S)	Department of Public Utility Control

EXPLANATION OF ESTIMATES:

Passage of this bill enables a member of the Department of Public Utility Control (DPUC), or his designee, to discuss potential legislation with members of the General Assembly, provided it does not relate to the outcome of a pending contested case before the DPUC. Permitting such discussions will have no fiscal impact on the department.

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OLR BILL ANALYSIS

SB 492

AN ACT CONCERNING PROCEEDINGS BEFORE THE DEPARTMENT OF PUBLIC UTILITY CONTROL

SUMMARY: This bill allows Department of Public Utility Control commissioners or their designees to discuss issues of law and policy that may be the subject of pending or proposed legislation with the members of the Energy and Technology Committee, so long as a commissioner or designee does not discuss issues directly related to the outcome or probable outcome of

a contested case. Current law generally bars agency members and hearing officers who will make the final decision in a contested case from discussing issues of fact and law without notice and an opportunity for all of the parties to participate. Under the Uniform Administrative Procedures Act, a contested case is one in which an agency must determine a party's rights, duties, or privileges following a hearing.

EFFECTIVE DATE: October 1, 1998

COMMITTEE ACTION

Energy and Technology Committee

Joint Favorable Change of Reference
Yea 16 Nay 0

Government Administration and Elections Committee

Joint Favorable Report
Yea 17 Nay 0